

Fill in this information to identify the case:

United States Bankruptcy Court for the:

District of South Carolina

Case number (if known) Chapter 7

☐ Check if this an amended filing

Official Form 205

Involuntary Petition Against a Non-Individual

12/15

Use this form to begin a bankruptcy case against a non-individual you allege to be a debtor subject to an involuntary case. If you want to begin a case against a non-individual, use the *Involuntary Petition Against an Individual* (Official Form 105). Be as complete and accurate as possible. If more space is needed, attach any additional sheets to this form. On the top of any additional pages, write debtor's name and case number (if known).

Part 1: Identify the Chapter of the Bankruptcy Code Under Which Petition Is Filed

1. Chapter of the Bankruptcy Code Check one:

- ☒ Chapter 7  
☐ Chapter 11

Part 2: Identify the Debtor

2. Debtor's name Rickenbaker Gin, Inc.

3. Other names you know the debtor has used in the last 8 years Rickenbaker Cotton Gin

Include any assumed names, trade names, or doing business as names.

4. Debtor's federal Employer Identification Number (EIN) ☒ Unknown

EIN

5. Debtor's address Principal place of business

1140 Bill Davis Road  
Number Street

Manning SC 29102-0000  
City State Zip Code

Clarendon  
County

Mailing address, if different

PO Box 100

Number Street

P.O. Box

Davis Station, SC 29041

City State Zip Code

Location of principal assets, if different from principal place of business

Number Street

City State Zip Code

6. Debtor's website (URL)

7. Type of debtor

- ☒ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))  
☐ Partnership (excluding LLP)  
☐ Other type of debtor. Specify:

Debtor Rickenbaker Gin, Inc.

Case number (if known) \_\_\_\_\_

**8. Type of debtor's business** *Check one:*

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))  
☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))  
☐ Railroad (as defined in 11 U.S.C. § 101(44))  
☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))  
☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))  
☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))  
☒ None of the types of business listed.  
☐ Unknown type of business.

**9. To the best of your knowledge, are any bankruptcy cases pending by or against any partner or affiliate of this debtor?**

☒ No

☐ Yes. Debtor

District \_\_\_\_\_ Date filed \_\_\_\_\_ Relationship \_\_\_\_\_  
Case number, if known \_\_\_\_\_  
MM / DD / YYYY

Debtor \_\_\_\_\_ Relationship \_\_\_\_\_  
District \_\_\_\_\_ Date filed \_\_\_\_\_ Case number, if known \_\_\_\_\_  
MM / DD / YYYY

**Part 3: Report About the Case**

**10. Venue**

*Check one:*

- ☒ Over the last 180 days before the filing of this bankruptcy, the debtor had a domicile, principal place of business, or principal assets in this district longer than in any other district.  
☐ A bankruptcy case concerning debtor's affiliates, general partner, or partnership is pending in this district.

**11. Allegations**

Each petitioner is eligible to file this petition under 11 U.S.C. § 303(b).  
The debtor may be the subject of an involuntary case under 11 U.S.C. § 303(a).

*At least one box must be checked:*

- ☒ The debtor is generally not paying its debts as they become due, unless they are in the subject of a bona fide dispute as to liability or amount.  
☐ Within 120 days before the filing of this petition, a custodian, other than a trustee, receiver, or agent appointed or authorized to take charge of less than substantially all of the property of the debtor for the purpose of enforcing a lien against such property, was appointed or took possession.

**12. Has there been a transfer of any claim against the debtor by or to any petitioner?**

☒ No

☐ Yes. Attach all documents that evidence the transfer and any statements required under Bankruptcy Rule 1003(a).

Debtor Rickenbaker Gin, Inc.

Case number (if known) \_\_\_\_\_

13. Each petitioner's claim	Name of petitioner	Nature of petitioner's claim	Amount of the claim above the value of any lien
	South Carolina Department of Agriculture	Funds paid for grain claims from the South Carolina Grain Producers Guaranty Fund, in the aggregate amount of \$4,704,702.29; and funds paid for cotton claims from the Warehouse Receipts Guaranty Fund, in the aggregate amount of \$1,772,152.00.	\$6,476,854.29
			\$
	Ashwood Gin, Inc.	Unpaid funds for sale of cotton.	\$ 62,598.25
			\$
	Wade Atkinson	Unpaid funds for sale of cotton.	\$ 18,371.90
			\$
	Total of petitioners' claims		\$6,557,824.44

If more space is needed to list petitioners, attach additional sheets. Write the alleged debtor's name and the case number, if known, at top of each sheet. Following the format of this form, set out the information required in Parts 3 and 4 of the form for each statement under penalty of perjury set out in Part 4 of the form, followed by each additional petitioner's (or representative's) signature, along with the signature of the petitioner's attorney.

**Part 4 Request for Relief**

**WARNING** -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

Petitioners request that an order for relief be entered against the debtor under the chapter of 11 U.S.C. specified in this petition. If a petitioning creditor is a corporation, attach the corporate ownership statement required by Bankruptcy Rule 1010(b). If any petitioner is a foreign representative appointed in a foreign proceeding, attach a certified copy of the order of the court granting recognition.

I have examined the information in this document and have a reasonable belief that the information is true and correct.

**Petitioners or Petitioners' Representative**

**Attorneys**

Name and mailing address of petitioner  
South Carolina Department of Agriculture  
Name

1200 Senate Street  
Wade Hampton Building, 5th Floor  
Number Street

Columbia SC 29201-0000

City State Zip Code

Name and mailing address of petitioner's representative, if any  
Hugh E. Weathers, Commissioner

Name

1200 Senate Street  
Wade Hampton Building, 5th Floor  
Number Street

Columbia SC 29201-0000

City State Zip Code

I declare under penalty of perjury that the foregoing is true and correct.  
Executed on 08/10/2021  
MM/DD/YYYY

Signature of petitioner or representative, including representative's title

Julio E. Mendoza, Jr., Esquire

Printed name

Nexsen Pruet, LLC

Firm name, if any  
1230 Main St., Suite 700 (29201)  
PO Box 2426

Number Street  
Columbia SC 29202-0000

City State Zip Code

Contact phone (803) 540-2026 Email rmendoz@nexsenpruet.com

Bar number 3365

State SC

Signature of attorney

Date signed 08/10/2021  
MM/DD/YYYY

Debtor Rickenbaker Gin, Inc.

Case number (if known) \_\_\_\_\_

**Petitioners or Petitioners' Representative**

**Attorneys**

**Name and mailing address of petitioner**

**Ashwood Gin, Inc.**

Name \_\_\_\_\_

**Attn: Richard N. Atkinson**

**PO Box 618**

Number \_\_\_\_\_ Street \_\_\_\_\_

**Elliott SC 29046-0000**

City \_\_\_\_\_ State \_\_\_\_\_ Zip Code \_\_\_\_\_

**Name and mailing address of petitioner's representative, if any**

**Richard N. Atkinson**

Name \_\_\_\_\_

**Attn: Richard N. Atkinson**

**PO Box 618**

Number \_\_\_\_\_ Street \_\_\_\_\_

**Elliott SC 29046-0000**

City \_\_\_\_\_ State \_\_\_\_\_ Zip Code \_\_\_\_\_

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 08/11/2021

MM / DD / YYYY

Ashwood Gin, Inc. by Richard N. Atkinson  
Signature of petitioner or representative, including representative's title

Printed name \_\_\_\_\_

Firm name, if any \_\_\_\_\_

Number \_\_\_\_\_ Street \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip Code \_\_\_\_\_

Contact phone \_\_\_\_\_ Email \_\_\_\_\_

Bar number \_\_\_\_\_

State \_\_\_\_\_

Signature of attorney \_\_\_\_\_

Date signed \_\_\_\_\_  
MM / DD / YYYY



Debtor Rickenbaker Gin, Inc.

Case number (if known) \_\_\_\_\_

**Petitioners or Petitioners' Representative**

**Attorneys**

Name and mailing address of petitioner  
**Wade Atkinson**

Name

**PO Box 33**

Number Street

**Mayesville SC 29104-0000**

City

State

Zip Code

Name and mailing address of petitioner's representative, if any  
**Wade Atkinson**

Name

**PO Box 33**

Number Street

**Mayesville SC 29104-0000**

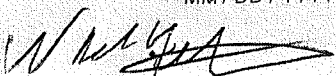
City

State

Zip Code

I declare under penalty of perjury that the foregoing is true and correct.  
Executed on 8/11/21

MM/DD/YYYY



Signature of petitioner or representative, including representative's title

Printed name

Firm name, if any

Number Street

City

State

Zip Code

Contact phone

Email

Bar number

State

Signature of attorney

Date signed

MM/DD/YYYY

United States Bankruptcy Court  
District of South Carolina

In re Rickenbaker Gin, Inc.

Debtor(s)

Case No.  
Chapter

7

**CORPORATE OWNERSHIP STATEMENT (RULE 7007.1)**

Pursuant to Federal Rule of Bankruptcy Procedure 7007.1 and to enable the Judges to evaluate possible disqualification or recusal, the undersigned, on behalf of **Ashwood Gin, Inc.**, a petitioner in the above captioned action, certifies that the following is a (are) corporation(s), other than the debtor or a governmental unit, that directly or indirectly own(s) 10% or more of any class of the corporation's(s') equity interests, or states that there are no entities to report under FRBP 7007.

☒ None [Check if applicable]

Date

08/11/2021

Richard N. Atkinson

Title: VP

Signature of Petitioner

